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POUGHKEEPSIE, NY 12603

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MAY 19 2004

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FACSIMILE TRANSMITTAL SHEET

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TO:	FROM:
Examiner Richard Booth	Stephen B. Ackerman
DEPT:	DATE:
	May 19, 2004
COMPANY:	FAX NUMBER:
US Patent & Trademark Office	845 471 2064
FAX NUMBER:	PHONE NUMBER:
703 872 9306	845 452 5863
RE:	# OF PAGES (INCLUDE THIS COVER):
10/082,021	5
NOTES/COMMENTS:	

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Dear Examiner Booth,

Per our telephone conversation, attached is a copy of an Restriction response that we submitted to the Patent Office on January 20, 2004. The response was received by the PTO on Jan. 23, 2004, per the attached postcard copy. Please continue processing this application.

With Best Regards,



Stephen B. Ackerman, Reg. No. 37,761

TS00-084

Application no. 10/082,021

January 19, 2004

TO: Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**OFFICIAL**

Attn: Art Unit 2812 - Examiner Booth, Richard

FROM: George O. Saile, Reg. No. 19,572  
28 Davis Avenue  
Poughkeepsie, N.Y. 12603

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**MAY 19 2004**

SUBJECT: Serial #: 10/082,021  
File Date: Feb. 21, 2002  
Inventor: Kuei-Ying Lee  
Examiner: Booth, Richard  
Art Unit: 2812  
Title: Novel Products Derived from Embedded Flash/EEPROM  
Products

**RESPONSE TO RESTRICTION REQUIREMENT**

Dear Sir:

This is in response to the Election of Species Requirement in the Office Action dated Dec. 17, 2003. In that office action, applicant was required under 35 U.S.C. 121

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on Jan. 20, 2004.

Signature   
Stephen B. Ackerman, Reg. No. 37,761

Date: Jan. 20, 2004

TS00-084

Application no. 10/082,021

to elect a single disclosed species for prosecution on the merits to which the claims shall be restricted if no generic claim is finally held to be allowable, and that currently no claim is generic.

The species stated are:

A first embodiment directed to a method of forming a ROM product, which reads on Claims 1-31, and

A second embodiment directed to a method of providing ROM products to a customer, which reads on Claims 32-43.

Applicant provisionally elects to be examined the species described by the Examiner as the first embodiment, which reads on Claims 1-31. This election is made with traverse of the requirement under 37 C.F.R. 1.143 for the reasons given in the following paragraphs.

The Examiner is respectfully requested to reconsider the Requirement for Election of Species given in the Office Action, because of the increased costs applicant would be forced to bear if the two species are separately examined. Furthermore, the field of search must necessarily cover both species, in addition to other related Classes and subclasses, to provide a complete and adequate search.

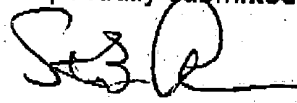
TS00-084

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Withdrawal of the Election of Species Requirement, and allowance of the present Patent Application, is therefore respectfully requested.

It is requested that should there be any problems with this response, please call the undersigned Attorney at (845) 452-5863.

Respectfully submitted,



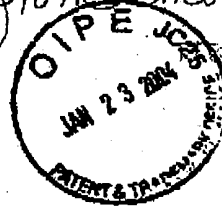
Stephen B. Ackerman, Reg. No. 37,761

Lee, K. Y.  
et al  
10/083,021

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1500-084  
Mailing date:  
1/20/04

Novel Products Derived from Embedded  
Flash/EEPROM...



Response to Restriction

Rec'd by PTO